

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

**TENTH LEGISLATIVE DAY
WEDNESDAY, JANUARY 20, 2016**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia Thomas, Page.

3RD ORDER

Approval of Journal

January 20, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Ninth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, SUE CHEW, State Representative, District 17, Seat B, Ada County, State of Idaho, has nominated, JAMES ELTON WALLACE, of 1107 S. Broxon, Boise, ID 83705, to perform the duties of this office temporarily as Acting State Representative, District 17, Seat B.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint James Eldon Wallace of Boise, Idaho, to the office of Acting State Representative, District 17, Seat B, for a term commencing January 20, 2016, and continuing until such time as Representative Chew is able to resume her duties.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 20th day of January, in the year of our Lord two thousand and sixteen, and of the Independence of the United States of America, the two hundred and fortieth year.

/s/ C.L. "BUTCH" OTTER

Governor

/s/ LAWRENCE DENNEY

Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to James Eldon Wallace.

5TH ORDER

Report of Standing Committees

January 20, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 342](#), [H 343](#), [H 344](#), [H 345](#), [H 346](#), [H 347](#), and [H 348](#).

WILLS, Chairman

[H 342](#) was filed for second reading.

[H 343](#) was referred to the Transportation and Defense Committee.

[H 344](#), [H 345](#), [H 347](#), and [H 348](#) were referred to the Revenue and Taxation Committee.

[H 346](#) was referred to the Judiciary, Rules, and Administration Committee.

There being no objection, the House advanced to the Eighth Order of Business.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 349

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2016; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 350

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-409, IDAHO CODE, TO REVISE AGE PROVISIONS ASSOCIATED WITH THE PURCHASE OF WILDLIFE MANAGEMENT AREA UPLAND GAME BIRD PERMITS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 351

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO WATER RESOURCES; AMENDING SECTION 42-1709, IDAHO CODE, TO PROVIDE FOR INSPECTION AND OVERSIGHT ON COMPLAINT OR DIRECTOR'S DETERMINATION, TO PROVIDE FOR WRITTEN REPORTS THAT CERTAIN ARTIFICIAL BARRIERS ARE UNSAFE AND ENDANGERING LIFE OR PROPERTY, TO PROVIDE FOR INSPECTION OF ARTIFICIAL BARRIERS, TO REVISE TERMINOLOGY AND TO PROVIDE FOR THE REGULAR INSPECTION AND REGULATION OF CERTAIN ARTIFICIAL BARRIERS AND EMBANKMENTS; AMENDING SECTION 42-1711, IDAHO CODE, TO REVISE DEFINITIONS AND TO DEFINE TERMS; AMENDING SECTION 42-1712, IDAHO CODE, TO REVISE CRITERIA RELATING TO THOSE OWNERS REQUIRED TO SUBMIT DUPLICATE PLANS, DRAWINGS AND SPECIFICATIONS OF PROPOSED CONSTRUCTION,

ENLARGEMENT, ALTERATION OR REPAIR OF DAMS TO THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES, TO REVISE PROVISIONS RELATING TO PROFESSIONAL ENGINEERS AND THE AUTHENTICATION OF PLANS, DRAWINGS AND SPECIFICATIONS, TO PROVIDE THAT THE DIRECTOR SHALL PREPARE DESIGN AND CONSTRUCTION CRITERIA FOR CERTAIN ARTIFICIAL BARRIERS OR EMBANKMENTS AND SUPPLY SUCH CRITERIA UPON REQUEST BY INTERESTED PERSONS AND TO PROVIDE THAT SUCH CRITERIA SHALL NOT BE THE BASIS OF CERTAIN LIABILITY RELATING TO ARTIFICIAL BARRIERS AND EMBANKMENTS; AND AMENDING SECTION 42-1715, IDAHO CODE, TO REVISE PROVISIONS RELATING TO PROFESSIONAL ENGINEERS AND THE AUTHENTICATION OF PLANS, DRAWINGS AND SPECIFICATIONS.

HOUSE BILL NO. 352
BY REVENUE AND TAXATION COMMITTEE
 AN ACT

RELATING TO THE INCOME TAX; AMENDING SECTION 63-3035, IDAHO CODE, TO REVISE THE DEADLINE FOR EMPLOYERS TO REPORT CERTAIN INFORMATION TO THE STATE TAX COMMISSION, TO PROVIDE A TIME PERIOD FOR EMPLOYERS TO CORRECT ANY ERRORS IN AN ELECTRONIC FILING AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 353
BY REVENUE AND TAXATION COMMITTEE
 AN ACT

RELATING TO THE INCOME TAX; AMENDING SECTION 63-3035, IDAHO CODE, TO ALLOW CERTAIN EMPLOYERS TO PAY INCOME TAX WITHHOLDING ON A MONTHLY BASIS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 354
BY REVENUE AND TAXATION COMMITTEE
 AN ACT

RELATING TO TAXES; AMENDING SECTION 63-3004, IDAHO CODE, TO UPDATE REFERENCES TO THE INTERNAL REVENUE CODE AND TO REMOVE LANGUAGE REGARDING MARRIAGE; DECLARING AN EMERGENCY AND PROVIDING A RETROACTIVE EFFECTIVE DATE.

[H 349](#), [H 350](#), [H 351](#), [H 352](#), [H 353](#), and [H 354](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Fifteenth Order of Business.

15TH ORDER
Announcements

Announcements were made to the body.

State of the Judiciary

At this time, Mr. Moyle introduced Jim Jones, Chief Justice of the Idaho Supreme Court, who delivered the State of the Judiciary Address to the members of the House.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Thursday, January 21, 2016. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:58 a.m.

SCOTT BEDKE, Speaker

ATTEST:
 BONNIE ALEXANDER, Chief Clerk